



AF 27w

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Alireza Abaye et al.	§	Art Unit:	2153
		§		
Serial No.:	09/557,451	§		
		§	Examiner:	K.S. Parton
Filed:	April 24, 2000	§		
		§		
Title:	PERFORMANCE MODELING OF A COMMUNICATIONS SYSTEM	§	Docket No.	NRT.0049US (11711BAUS01U)
		§		
		§		
		§		

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF NOTICE OF APPEAL

Dear Sir:


Enclosed herewith is a Notice of Appeal.

Because a Reply After Final was submitted before the two-month deadline of May 29, 2004, the period for reply to the final Office Action dated March 29, 2004 does not expire until the mailing of the advisory action, which has not yet occurred. *See* M.P.E.P. § 714.13. Therefore, no extension of time fees are believed to be necessary.

The Commissioner is authorized to charge any additional fees, including extension of time fees, or credit any overpayment to Deposit Account No. 20-1504 (NRT.0049US).

Respectfully submitted,

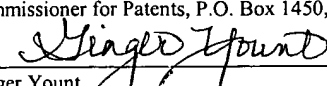
Date: 9-27-04



Dan C. Hu
Registration No. 40,025
TROP, PRUNER & HU, P.C.
8554 Katy Freeway, Suite 100
Houston, Texas 77024
(713) 468-8880 [Phone]
(713) 468-8883 [Fax]

Date of Deposit: September 27, 2004

I hereby certify under 37 CFR 1.8(a) that this correspondence is being deposited with the United States Postal Service as **first class mail** with sufficient postage on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313.



Ginger Yount

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity)**

Docket No.
NRT.0049US

In Re Application Of: **Alireza Abaye et al.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/557,451	04-24-2000	K. S. Parton	21906	2749	

Invention: **PERFORMANCE MODELING OF A COMMUNICATIONS SYSTEM**

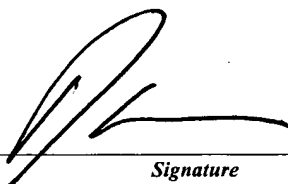


COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **March 29, 2004** finally rejecting Claim(s) **1-9, 11-13, 16-21, 23, 24, 26-28 and 31-37.**

The fee for this Notice of Appeal is: **\$330.00**

- ☒ A check in the amount of the fee is enclosed.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **20-1504 NRT049**


Signature

Dated:

9-27-04

Dan C. Hu
Registration No. 40,025
TROP, PRUNER & HU, P.C.
8554 Katy Freeway, Suite 100
Houston, TX 77024
Telephone: (713) 468-8880, ext. 304
Facsimile: (713) 468-8883

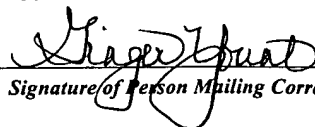
09/29/2004 CCHAU1 00000090 09557451

01 FC:1401

330.00 DP

CC:

I certify that this document and fee is being deposited on **September 27, 2004** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Signature of Person Mailing Correspondence

Ginger Yount

Typed or Printed Name of Person Mailing Correspondence